

**CERTIFIED COPY**

JAN 23 2013

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Case No. \_\_\_\_\_ Inst No. \_\_\_\_\_  
Filed \_\_\_\_\_ A.M. 4:39 P.M.

JOHN CURTIS HUCKS  
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Attorney for Payette Lakes Recreational Water and Sewer District

**Instrument # 375359**

VALLEY COUNTY, CASCADE, IDAHO

2-6-2013 09:48:44 No. of Pages: 4

Recorded for : JOHN CURTIS HUCKS

ARCHIE N. BANBURY

Fee: 19.00

Ex-Officio Recorder Deputy

Index to: COURT RECORD

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF VALLEY

IN THE MATTER OF INCLUSION OF )  
CERTAIN REAL PROPERTY INTO THE )  
BOUNDARIES OF THE PAYETTE LAKES )  
RECREATIONAL WATER & SEWER )  
DISTRICT, a Municipal corporation )  
\_\_\_\_\_ )

Case No. CV 2013-19C  
ORDER OF INCLUSION  
I.C. 42-3218

The Court having been presented by the Clerk of the District Court with an Order Granting Petition for Inclusion and exhibits entered by the Board of the Payette Lakes Recreational Water and Sewer District, a Municipal corporation of Valley County, Idaho, together with a copy of a Petition for Inclusion into the Payette Lakes Recreational Water and Sewer District and a true copy of the Proof of Publication certified by the Secretary of the Board of the Payette Lakes Recreational Water and Sewer District; and,

It appearing to the Court that pursuant to Idaho Code Section 42-3218 the **Petitioner, TERRY LYNNE RYDER**, as owner of not less than sixty percent (60%) of the area in land within the territory to be annexed has requested inclusion within the boundaries of the Payette Lakes Recreational Water and Sewer District by Petition, the proper notice of the filing of such Petitions and Notice of Public Hearing having been

Given, and an order of the Board of the Payette Lakes Recreational Water and Sewer District granting such Petition having been entered into.

NOW, THEREFORE, IT IS HEREBY THE ORDER of this Court that the following described real property shall, from and after the date of this Order, be included within the boundaries of the Payette Lakes Recreational Water and Sewer District, said real property being described as follows:

**SEE LEGAL DESCRIPTION AND DRAWING ATTACHED HERETO AS  
EXHIBIT "A"**

DONE AND ORDERED this 22<sup>nd</sup> day of January, 2013.

Thomas F. Neville  
THOMAS F. NEVILLE, District Judge

**CERTIFICATE OF MAILING**

I hereby certify that on today, a true and correct copy of the foregoing order was served by placing the same in the respective courthouse mail boxes or by regular postal service to the following:

**Plaintiff's Counsel:**

John Curtis Hucks  
Attorney At Law, P.C.  
PO Box 737  
New Meadows, ID 83654  
U.S. Mail, Postage Prepaid

State of Idaho )  
County of Valley ) SS  
I hereby certify that the foregoing is a  
true and correct copy of the original on file  
in this office.  
Date 2-6-13 ARCHIE N. BANBURY  
By [Signature] Clerk  
Deputy

Dated: January 28<sup>th</sup>, 2013  
Archie N. Banbury  
Clerk Of The District Court

By: Deborah M. Perry  
Deputy Clerk

## LEGAL DESCRIPTION - RYDER INCLUSION

A parcel of land located in the Southeast quarter Southeast quarter (SE 1/4 SE 1/4) of Section 7, Township 18 North, Range 3 East, Boise Meridian, more particularly described as follows:

Commencing at Section corner common to the Sections 7,8,17 and 18, Township 18 North, Range 3 East, Boise Meridian; thence North along the section line a distance of 878.19 feet to an iron pin; thence West a distance of 207.0 feet to an iron pin and the True Point of Beginning; thence North a distance of 207.0 feet to an iron pin; thence West a distance of 209.0 feet to an iron pin; thence South a distance of 207.0 feet to an iron pin; thence East a distance of 209.0 feet to the True Point of Beginning.

TOGETHER WITH an easement for ingress and egress across the following described parcel of property: A parcel of land located in the Southeast quarter Southeast quarter (SE 1/4 SE 1/4) of Section 7, Township 18 North, Range 3 East, Boise Meridian, more particularly described as follows:

Commencing at the Section corner common to Sections 7,8,17 and 18, Township 18 North, Range 3 East, Boise Meridian; thence North along the section line a distance of 878.19 feet to an iron pin; thence West a distance of 207.0 feet to an iron pin and the True Point of Beginning; thence South a distance of 83.32 feet; thence West a distance of 30 feet; thence North a distance of 82.77 feet; thence East a distance of 30 feet, back to the Real Point of beginning.

Included in this conveyance are all water and ditch rights, if any, appurtenant thereto or used in connection with the above-described property; Subject to easements, rights of ways, reservations and exceptions, if any.

EXHIBIT "A"

[illegible]

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February 22, 2013

Idaho State Tax Commission  
County Support Division  
Technical Support Bureau  
P.O. Box 36  
Boise, ID 83722

**Via Certified Mail - Return Receipt**

Valley County Assessor  
P.O. Box 1350  
Cascade, ID 83611

**Via Regular Mail**

Re: Payette Lakes Recreational Water and Sewer District  
Order of Inclusion / Ryder Property

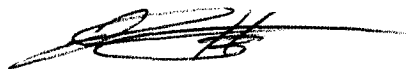
Dear Sir/Madam:

District Judge Thomas F. Neville issued an Order which was docketed by the Valley County Clerk of Court on January 28, 2013, including certain real property within the boundaries of the Payette Lakes Recreational Water and Sewer District. Pursuant to Idaho Code Section 63-215, I am providing you with a copy of that Order, including record of survey drawing and legal description that designates the boundary of the newly annexed portion of the District.

With regard to the copy sent to the Valley County Assessor, a copy of the referenced record of survey was previously recorded as Instrument No. 288730 in the Official Records of Valley County. I am requesting that you make the necessary changes in your records to include this property for District tax levy purposes.

Thank you for your assistance in this matter. If you have any questions regarding the enclosed documents, please let me know.

Sincerely,



John Hucks  
District Counsel

cc: Jamie Melbo, Payette Lakes Recreational Water & Sewer District

RECEIVED

FEB 25 2013

VALLEY COUNTY